FARAD CONTINUATION SHEET NO.

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE SIDE

Contempt Petition No. 36 of 2004
with
Civil Application No. 13 of 2005
and
Civil Application No.1 of 2006

Office NOtes, Office Memoranda of Coram, appearances, Court's orders or directions and Registrar's order	Court or Judge's Order

Smt.Ranjana Todankar i/b Shri S.S.Pakale for petitioner.
Smt.Lata Desai for respondent no.1
Shri M.V.Gaonkar for respondent no.2

CORAM: A.M.KHANWILKAR J.
10th January,2006.

P.C.

1. Heard counsel for the parties.

2. The grievance of the petitioner in this petition was regarding non compliance of the directions given by this Court. In response, the Board has filed the affidavit of Shri Atmaram Kacheshwar Wagh sworned on 19th April, 2005. In para 8 it is clearly mentioned that the Board addressed a letter to each of the security guard calling

upon them to remain present in the Board's office alongwith necessary documents to enable the Board to consider their applications for registration. Such letters were, however, not accepted by the concerned security guards. In any case in the affidavit filed by Shri Manohar C.Sontake, respondent no.8 in Civil Application No.1'3 of 2005 it is conceded that after initiation of the present proceedings, the company has accepted the concerned guards as direct employees of the applicant company. If this is a stand taken on behalf of the security guards the question of proceeding in the matter any further does not arise as the Board has already complied with its obligation in terms of the order passed by this Court. Any other issue between the parties will have to be resolved in appropriate proceedings and cannot be made subject matter of the present contempt petition. Hence,

contempt petition is disposed of. Accompanying Civil Application Nos. 13 of 2005 and 1 of 1006 are also disposed of leaving all the questions open. It will be open to the company to take recourse to such remedy as may be permissible by law.